

CLASSIFICATION OFFICE DECISION

Title of publication: 126317722297

Other known title(s): Not stated

OFLC ref: 1700567.010

Medium: Computer Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification: Objectionable.

Descriptive note: None

Display conditions: None

Date of entry in Register: 25 October 2017

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 25 October 2017

Summary of reasons for decision:

The computer image file is a photograph which explicitly depicts a young boy engaged in sexual activity with another person who is largely unseen and whose age is unclear. The image is clearly intended for the purpose of sexual arousal and gratification of people with a sexual interest in young adolescent boys. As such it promotes and supports the exploitation of children and young persons for sexual purposes and is deemed to be objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993. The classification of this publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention. It is also a reasonable limitation on the freedom of expression, reflecting the concern of a New Zealand society to protect its young and vulnerable members from sexual exploitation.